

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: Yves AUBERSON *et al.*  
Title: **Benzo[1,2,5]oxadiazoles And  
Benzo[1,2,5]thiadiazoles Useful  
As Histopathological Staining  
Agents, Imaging Agents And  
Biomarkers**  
Appl. No.: 10/549,248  
International Filing Date: 4/2/2004  
371(c) Date: 11/16/2005  
Examiner: Samantha L. Shterengarts  
Art Unit: 1626  
Confirmation Number: 2464

**AMENDMENT AND REPLY UNDER 37 C.F.R. § 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Non-Final Office Action dated October 31, 2008, concerning the above-referenced patent application.

Applicant has enclosed with this amendment a Petition for Extension of Time to make this response timely.

**Amendments to the Specification** begin on page 2 of this document.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 4 of this document.

**Remarks/Arguments** begin on page 8 of this document.

Atty. Dkt. No. PN/4-33144A (093286-0104)  
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Please amend the application as follows: